IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL APPLICATION NO.6036 OF 2005

Sharad Govind Teredesai ...Applicant
vs.
State of Maharashtra ...Respondent

Mr.H.S.Venegavkar for the Applicant
Ms M.M.Deshmukh,A.P.P. for State
Mr.Satish Maneshinde for the original complainant

CORAM: A.S.OKA,J.
DATE : SEPTEMBER 22,2005

P.C.:

1. This is an application for temporary bail on health ground. The applicant has not approached the Sessions Court. As it was pointed out that there was a grave urgency and the Applicant was required to be hospitalised in Wockhardt Hospital for undergoing coronary by-pass surgery, this Court entertained the application and directed that the Applicant should be admitted to Wockhardt Hospital in a police escort.

2. Shri Venegaonkar, learned Counsel for the applicant stated that the order dated 16th September 2005 has been implemented and the Applicant has been admitted in Wockhardt Hospital. He stated that the surgery could not be performed because the J.J.Hospital is not providing a compact disc containing the record of coronary Angiography. If this is so, it is for the concerned Doctors of the J.J.Hospital to hand over the compact disc immediately.

3. The Applicant has a remedy of approaching the Sessions court for claiming the relief of temporary bail which is claimed in this Application. In view of this position, application is not entertained. However, the order directing that the Applicant shall be admitted to Wockhardt Hospital under the police escort will continue to operate for a period of two weeks from today to enable the Applicant to apply before the Sessions Court and to obtain suitable orders.

4. Therefore, application is disposed of with liberty to approach the Sessions court. As stated earlier, the order dated 16th September 2005 will continue to operate for a period of two weeks from today to enable the Applicant to seek appropriate directions from the concerned Court.

5. It is made clear that the concerned Court will consider the application, if made by the Applicant, on its own merits in accordance with law.

6. Parties and Authorities of J.J.Hospital to act upon an authenticated copy of this order.

JUDGE